

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

MATTHEW TIMOTHY,

Defendant.

4:23CR3059

ORDER

The Government has moved to continue its deadline to respond to Defendant's objection to the Magistrate Judge's Findings and Recommendations (Filing No. 76) because the Government needs additional time to submit a response. The motion to continue is unopposed. Based upon the showing set forth in the motion, the court finds good cause has been shown and the motion should be granted. Accordingly,

IT IS SO ORDERED.

- 1) The Government's motion to continue (Filing No. 78) is granted.
- 2) Any Response to the Magistrate Judge's Findings and Recommendations shall be filed on or before January 3, 2025.
- 3) The Court finds that the ends of justice served by granting the motion to continue outweigh the interests of the public and the defendants in a speedy trial and the additional time arising as a result of the granting of the motion, the time between today's date and January 3, 2025 shall be deemed excludable time in any computation of time under the requirements of the Speedy Trial Act, because although counsel have been duly diligent, additional time is needed to adequately prepare this case for trial and failing to grant additional time might result in a miscarriage of justice and, further, would unreasonably deny the government continuity of counsel. 18 U.S.C. 3161(h)(1) and (h)(7). Failing to timely object to this order as provided under this court's local rules will be deemed a waiver of any right to later claim the time should not have been excluded under the Speedy Trial Act.

Dated this 11th day of December, 2024.

BY THE COURT:

s/ Jacqueline M. DeLuca
United States Magistrate Judge